IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

MISCELLENOUS APPLICATION NO.440 OF 2006
IN
CRIMINAL WRIT PETITION NO.1581 OF 2006

Kishore K. Mehta ...Applicant/Petitioner
Vs.
The State of Maharashtra & Anr. ...Respondents

Mr.Mahesh Jethamalani Sr. Counsel i/b. Mr. Manoj Mohite for Applicant.
Mr. S.R. Borulkar, P.P with Ms. G.P. Malekar A.P.P for the State

AND
CRIMINAL WRIT PETITION NO. 1581 OF 2006

Vijay K. Mehta ...Petitioner
Vs.
The State of Maharashtra & Anr. ...Respondents

Mr. P.K.Pandit Sr. Counsel i/b. M/s. Nankani & Associates for Petitioner
Mr. S.R. Borulkar P.P a/w.Ms. G.P. Mulekar, A.P.P for State

CORAM: SMT. ROSHAN DALVI
(VACATION JUDGE)
DATED: 2ND NOVEMBER, 2006

P.C.

1. Certain documents have been sent to the Handwriting

Expert for analysis of certain disputed signatures. Certain admitted documents have been sent directly by the parties. The Handwriting Expert has been directed to ignore those documents. The Handwriting Expert has yet not asked for any documents containing admitted signatures for comparison. Both parties desire to submit their documents which are stated to be admitted documents and containing admitted signatures for comparison with the disputed signatures. There are three documents of Kishore Mehta submitted by the Petitioners and three documents submitted by the Respondents. They are taken on record. There are further documents of Charu Mehta submitted by the Petitioners and one document (of which the original has already been sent to the Handwriting Expert with the earlier letter dated 7th October, 2006) submitted by the Respondents. These are also taken on record. All these documents shall be kept in a cover and submitted to the Prothonotory and Senior Master (O.S.) High Court Bombay for being transmitted in a sealed cover to the Handwriting Expert for comparison of signatures with the disputed signatures.

2. The Handwriting Expert shall return the original documents along with his opinion to Court.

3. As per earlier orders the Handwriting Expert shall be entitled, if he deems fit, to carry out tests relating to the age of the papers and the ink. The applicant in Misc.Application.No.440 of 2006 agrees to pay the costs of all the tests and all misc. expenses.

4. By consent the Application is disposed of accordingly.

(SMT.ROSHAN DALVI, J.)